

Attorney Docket No.: 59664CIP(47137)

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**MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

on September 27, 2006
Date

Lynne M. Hawke
Signature

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Response to Restriction Requirement (with Traverse) (2 pages)
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Docket No.: 59664CIP(47137)
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Owe Orwar et al.

Application No.: 10/726,381

Confirmation No.: 5635

Filed: December 2, 2003

Art Unit: 1636

For: METHOD AND APPARATUS FOR
SPATIALLY CONFINED
ELECTROPORATION

Examiner: J. S. Ketter

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed September 11, 2006, Applicant hereby provisionally elects claims of Group I for continued examination, with traverse.

First, the subject matter of the groups relates to a single inventive concept for which a single patent should issue. The pending claims represent an intricate web of knowledge, continuity of effort, and consequences, which merit examination of all of these claims in a single application. More particularly, a single, searchable, unifying aspect links all of the claims. This single, searchable, unifying aspect relates to tip electrodes and the incorporation thereof in systems and kits and uses thereof. Second, Applicants submit that a sufficient search and examination with respect to the subject matter of all claims can be made without serious burden. As the M.P.E.P. states:

If the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it

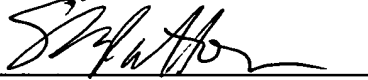
includes claims to independent or distinct inventions. M.P.E.P. § 803 (8th ed., Rev. No. 2, May 2004).

That is, even if the above-enumerated groups of claims are drawn to distinct inventions, the Examiner must still examine the entire application on the merits because doing so will not result in a serious burden. This is especially true in light of the robust and extensive computerized search engines and databases at the Examiner's disposal.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 56885-(47137).

Dated: September 27, 2006

Respectfully submitted,

By 

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